

**ALPINE MAYOR AND COUNCIL
REGULAR MEETING
Wednesday, February 27, 2013 @ 7:30 P.M.
Borough Hall - - 100 Church Street**

CALL TO ORDER/ PUBLIC ANNOUNCEMENT/PLEDGE OF ALLEGIANCE

The Mayor and Council, Borough of Alpine, convened for this Regular Meeting on Wednesday, February 27, 2013 at 7:30 P.M. in the Alpine Borough Hall. The Public Announcement was read and the Pledge of Allegiance recited.

In accordance with the provisions of the New Jersey Open Public Meetings Law, the notice of this Regular Meeting held Wednesday, February 27, 2013 has met the requirements of the law by being published in The Record as part of the Annual Notice, posted on the bulletin board of the lobby in the Borough Hall and a copy filed in the office of the Borough Clerk. This meeting was recorded in its entirety.

ROLL CALL

Paul Tomasko, Mayor	Present	Vicki Frankel, Council President	Present
Paul Garjian, Councilman	Present	Michael Cacouris, Councilman	Present
Gayle Gerstein, Councilwoman	Present	Joan Ornstein, Councilwoman	Present
John Halbreich, Councilman	Present		

Staff Present on Dais: Borough Clerk Gail Warming-Tanno, Borough Engineer Gary Vander Veer
Borough Attorney Russ Huntington

PUBLIC COMMENTS No public.

REPORT OF THE FINANCE COMMITTEE A copy is on file in the Borough Clerk's office.

Bank Of America Current Operating Acct

\$2,840,890.36

Resolution #041:2'2013 Transfer of 2012 Budget Reserve Appropriations (#2)

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Frankel

at the regular meeting of the Alpine Mayor and Council held on Wednesday, January 23, 2013

WHEREAS, N.J.S.A 40A-59 Permits transfers of appropriation reserves from the preceding year to be made during the first three months of the following fiscal year. This section reads as follows:

- a. If during the first three months of any fiscal year, the amount of any appropriation reserve for the immediately preceding fiscal year is insufficient to pay the claims authorized or incurred during said preceding year which were chargeable to said appropriation, and there shall be an excess in any appropriation reserves over and above the amount deemed to be necessary to fulfill its purpose, the governing body may, by resolution adopt by not less than a 2/3 vote of the full membership thereof, transfer the amount of such excess to any appropriation reserve or an appropriation in the prior budget deemed to be insufficient to fulfill its purpose of for which no reserve was provided.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Alpine the Borough Treasurer be and is hereby authorized to make the following transfers in the 2012 Budget Reserve Appropriations in accordance with N.J.S.A. 40A: 4-59.

These minutes have been approved by the Mayor and Council.

		<u>FROM</u>	<u>TO</u>
Legal O/E	2-01-20-155-020	\$ 774.48	
Election Expenses	2-01-20-121-020		\$ 774.48
		\$ 774.48	\$ 774.48

Vote: Ayes: Cacouris, Frankel, Garjian, Gerstein, Ornstein, Halbreich

MOTION CARRIED

Resolution #042: 2'2013: Emergency Appropriation to Increase the 2013 Temporary Budget

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Frankel
at the regular meeting of the Alpine Mayor and Council held on Wednesday, February 27, 2013 to

WHEREAS, an emergency has arisen with respect to Current Fund appropriations; and

WHEREAS, no adequate provision has been made in the 2013 Temporary Budget for the aforesaid purpose, and R.S. 40A:4-20 provides for the creation of an emergency appropriation for the purpose, and,

WHEREAS, the total temporary emergency resolutions adopted in the year 2013 pursuant to the provision of Chapter 96, P.L. 1951 (R.S. 40A:4-20) including this resolution total **\$1,487,599.00** and shall be provided for in the 2013 budget.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Alpine, that in accordance with R.S. 40A:4-20, temporary emergency appropriations be and the same is hereby made for the following and that upon adoption, one certified copy of this resolution be filed with the Director of Local Government services.

OPERATIONS-Within "CAP"

Liability Insurance	3-01-23-210-020	4,269.00
Financial Administration	3-01-20-130-020	<u>750.00</u>
	TOTAL	\$5,018.04

Vote: Ayes: Cacouris, Frankel, Garjian, Gerstein, Ornstein, Halbreich

MOTION CARRIED

Resolution #043: 2'2013: Approval of Bills and Claims

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Frankel
at the regular meeting of the Alpine Mayor and Council held on Wednesday, February 27, 2013 to approve the bills and claims, a copy of which are appended.

Vote: Ayes: Cacouris, Frankel, Garjian, Gerstein, Ornstein, Halbreich

MOTION CARRIED

Resolution #044: 2'2013 Return of Bonds and Escrow

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Frankel
at the regular meeting of the Alpine Mayor and Council held on Wednesday, February 27, 2013 to approve the return of the following bonds and escrow subject to review and approval by the Borough Engineer.

<u>Name</u>	<u>Block/Lot</u>	<u>Type</u>	<u>Amount</u>
Meehan, Steven & Elena	71/7	Tree Bond	\$20,500.00
		Escrow	<u>1,186.00</u>
			\$21,686.00
Molina, Maria (Kupferschmid)	79.02/2	Re-vegetation Bond	\$18,749.38
		Total	\$40,435.38

Vote: Ayes: Cacouris, Frankel, Garjian, Gerstein, Ornstein, Halbreich

MOTION CARRIED

Tax Assessor's Report. Report on file in the Borough Clerk's Office.

MAYOR'S REPORT The Mayor reported on the following:

- Attended Mayors Legislative Day in Trenton Wednesday, February 6, 2013 along with other Mayors from Bergen County. Administrative and legislative leaders spoke. The Bergen County League of Municipalities provided transportation so there was little cost to the Borough.
- There will be a Joint Insurance Fund (JIF) class for elected officials in Demarest on Monday, March 4, 2013. The Mayor has attended and needs one more elected official to attend to allow the Borough to get maximum credit (2x\$250) off its insurance premium. Councilwoman Gerstein stated she would try to attend.
- Attended a meeting at the County Offices with members of the Port Authority and representatives from other municipalities in the county to hear from the PA regarding their project replacing the access ramps from the Palisades Interstate Parkway to the George Washington Bridge possibly beginning later this year. Temporary ramps have to be built and the project is not expected to be completed until 2017.
- Thanks to Council Joan Ornstein and John Halbreich for time spent taking the NJLM Course for Newly Elected Officials.

REPORTS OF THE STANDING COMMITTEES

Administration Department No report

Building Department Councilman Halbreich read the report's main statistics.

Highlights:47 inspections 1 fence permit, 1 tree permits, 2 soil moving application, and 9 zoning review applications. The report is on file with thanks to Property Maintenance Official Ralph Wehmann for his continued efforts and detailed reports.

Department of Public Works Councilman Garjian noted the bulk of the report details the snowstorms that occurred during this reporting period including the 15" blizzard. As always the DPW did an exceptional job. Pot hole repairs continue. The rest of the report is on file.

Fire Department Councilwoman Gerstein stated report is on file.

Hillside Avenue Fire 2/21/2013. Councilman/Fireman Halbreich reported on the department's response to a large structure fire on Hillside Avenue last Thursday, a cold rainy night. Five other towns responded along with the Alpine Police Department. Investigators determined it started in a sauna at about 10:30 p.m., was knocked down in about 20-30 minutes and the scene cleared by about 2:30 a.m.

Police Department Councilwoman Frankel reported 21 summonses were issued and there were 7 accidents with no injuries. They are in process of interviews for a new police officer to be discussed further in Executive Session. Report is on file.

Resolution #045:2'2013: Accepting the Reports of the Standing Committees

OFFERED BY: Councilwoman Gerstein **SECONDED BY:** Councilwoman Frankel

at the regular meeting of the Alpine Mayor and Council held on Wednesday, February 27, 2013 to accept the reports of the Standing Committees.

Vote: Ayes: Cacouris, Frankel, Garjian, Gerstein, Ornstein, Halbreich

MOTION CARRIED

BOARD OF EDUCATION LIAISON'S REPORT Councilman Garjian noted the school's website is awaiting results from a submission for a science competition. Mayor Tomasko will read to first graders Friday morning as part of Read Across America.

BOROUGH ATTORNEY'S REPORT No report.

BOROUGH ENGINEER'S REPORT Engineer Vander Veer distributed his report including a progress report on Closter Dock Road drainage improvements.

UNFINISHED BUSINESS None

NEW BUSINESS

CONSENT AGENDA RESOLUTIONS Resolutions #046:2'2013 - #050:2'2013

1. Approval of Minutes

a. Resolution #046:3'2013: Budget Meeting January 23, 2013

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Gerstein

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, February 27, 2013 to approve the minutes of the Budget Meeting of January 23, 2013.

Vote: Ayes: Cacouris, Gerstein, Ornstein, Halbreich **Abstain:** Frankel, Garjian

MOTION CARRIED

b. Resolution #047:2'2013: Regular Meeting of January 23, 2013

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Gerstein

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, February 27, 2013 to approve the minutes of the Regular Meeting January 23, 2013.

Vote: Ayes: Cacouris, Gerstein, Ornstein, Halbreich **Abstain:** Frankel, Garjian

MOTION CARRIED

2. Resolution #048:2'2013: Cleaning Services Contract

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Gerstein

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, February 27, 2013;

to authorize the Borough Clerk to sign an agreement with Henry Liegeois for Cleaning Services for the Borough Hall for a term of one year at a cost of \$12,540.90 commencing February 28, 2013 and terminating February 28, 2014 which cost is to be shared equally with the United States Postal Service pursuant to the terms of the lease agreement between the Borough of Alpine and the United States Postal Service, which will pay Alpine its share of the cost as part of its rent.

Vote: Ayes: Cacouris, Frankel, Garjian, Gerstein, Ornstein, Halbreich

MOTION CARRIED

3. Resolution#049:2'2013: Bergen County Law Enforcement Mutual Aid

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Gerstein

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, February 27, 2013

WHEREAS the police departments in Bergen County have a day to day responsibility to provide for the security of lives and property for the maintenance and preservation of the public peace and order and

WHEREAS Law Enforcement Officials also have a responsibility to provide for preparedness against natural emergencies such as floods, hurricanes, earthquakes, major storms, etc., man-made causes, civil, unrest, and civil disobedience such as riot, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, ethnic disorders, riots, terrorist incidents and bombings, state and national emergencies, and

WHEREAS the Bergen County Police Chiefs Association has proposed a Mutual Aid Plan and Rapid Deployment Force to deal with these emergencies and

WHEREAS this Plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A 40A:14-156.1, N.J.S.A. 40A:14-156.4 and N.J.S.A.A pp. A:9-40.6, and

WHEREAS this Plan will provide a uniform procedure for the coordination of the requesting, dispatching and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous in the event of an emergency, riot or disorder, in order to protect life and property, and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Alpine to participate in a Mutual Aid Plan and Rapid Deployment Force in accordance with the Plan as submitted by the Bergen County Police Chiefs Association

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Alpine that the Police Department of the Borough of Alpine, under the direction of the Chief of Police, cooperate with the Bergen County Police Chiefs Association to create an Interlocal Services Agreement with all municipalities in the County of Bergen in order to put into place the Mutual Aid Plan and Rapid Deployment Force, and

BE IT FURTHER RESOLVED that a copy of the Resolution be forwarded to the County Executive, the Board of Chosen Freeholders, the County Prosecutor, and all municipalities in the County of Bergen

Vote: Ayes: Cacouris, Frankel, Garjian, Gerstein, Ornstein, Halbreich

MOTION CARRIED

4. Resolution #050:2'2013 Approval of Raffles Application: Table to Table, Inc.

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Gerstein

at the regular meeting of the Alpine Mayor and Council held on Wednesday, February 27, 2013 to approve the application from Table to Table, Inc. for an off Premise merchandise (Prize) Raffle at Montammy Golf Club to be held May 22, 2013.

Vote: Ayes: Frankel, Cacouris, Garjian, Ornstein, Halbreich **Abstain:** Gerstein

MOTION CARRIED

End of Consent Agenda Resolutions

COMMUNCIATIONS: WRITTEN AND ORAL Mayor Tomasko advised the American Diabetes Association Tour De Cure has again requested permission for a bike tour which would go partially through our town. The Mayor asked if there were any objection subject to approval by the Police Department.

Resolution #051:2'2013 Authorizing Permission for ADA Tour De Cure Bike Tour

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Gerstein

at the regular meeting of the Alpine Mayor and Council held on Wednesday, February 27, 2013 to authorize the Mayor to sign off on permission for the American Diabetes Association Tour De Cure bike tour, which goes through a portion of Alpine conditioned upon approval by the Alpine Police Department.

Vote: Ayes: Cacouris, Frankel, Garjian, Gerstein, Ornstein, Halbreich **MOTION CARRIED**

Resolution #52:2'2013 EXECUTIVE SESSION: A Resolution providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12.

OFFERED BY: Councilwoman Cacouris **SECONDED BY:** Councilwoman Gerstein
at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, February 27, 2013

WHEREAS, the Mayor and Council of the Borough of Alpine is subject to certain requirements of the *Open Public Meetings Act*, N.J.S.A. 10:4-6, *et seq.*; and

WHEREAS, the *Open Public Meetings Act*, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Mayor and Council of the Borough of Alpine to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b subsection designated below:

(b)(8) Matter Relating to the Employment Relationship: Personnel Matter

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, assembled in public session on Wednesday, February 27, 2013, that an Executive Session closed to the public shall be held for the discussion of matters relating to the specific items designated above; and

BE IT FURTHER RESOLVED, that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Borough Council that the public interest will no longer be served by such confidentiality.

Discussion: For the benefit of the audience, Attorney Huntington advised the Mayor and Council anticipates action will be taken upon coming out of Executive Session.

Vote: Ayes: Cacouris, Frankel, Garjian, Gerstein, Ornstein, Halbreich

MOTION CARRIED

Executive Session began at 7:44 p.m. and the public portion reconvened at 7:54 p.m.

Resolution #053:2'2013 Authorizing Police Committee to Extend an Offer of Employment for a New Patrolman

OFFERED BY: Councilwoman Frankel **SECONDED BY:** Councilman Cacouris
at the regular meeting of the Alpine Mayor and Council held on Wednesday, February 27, 2013 to authorize the Police Committee to extend an offer of employment as discussed in greater detail during the executive session.

Vote: Ayes: Cacouris, Frankel, Garjian, Gerstein, Ornstein, Halbreich

MOTION CARRIED

ADJOURNMENT

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Gerstein
and approved by all to adjourn the regular meeting of the Mayor and Council of the Borough of Alpine, held on Wednesday February 27, 2013 at 7:55 P.M.

Respectfully submitted,

Gail Warming-Tanno, Municipal Clerk